



November 6, 2020

DELIVERED

Township of East Ferris
390 Highway 94
Corbeil, ON POH 1K0

Attention: **Paulene Rochefort**
Mayor

RE: Report #2020-06 One Mile Road

This is a follow up letter concerning the recent Township of East Ferris council meeting of October 27, 2020; specifically concerning Report #2020-06 One Mile Road. I am submitting this to you as a resident and property owner in East Ferris ; specifically, on One Mile Road.

As you are aware, several of the residents attended this council meeting specifically to hear the explanation behind the report drafted by Antoine Boucher P.Eng, Director of Public Works and approved by Jason Trottier, CAO/Treasurer. We had received a copy of the report the day before the council meeting and have some concerns with the report content and recommendations. The one-day notice was not sufficient time to do a comprehensive analysis of the background, options analysis and conclusions reached in the report.

We expected to be able to make comments on the report, but I was not allowed to comment after the report was tabled. The report was tabled at the council meeting without any explanation of the contents or justification of the recommendations by the Director of Public Works. Council members were asked to comment but none were brought forward.

The outcome was the approval by council of the recommendations which is quite shocking to me and the One Mile Road residents that attended the meeting. We feel that the recommendations are flawed based on incomplete information presented in the report.

History:

1. The road right of way (One Mile Road) was established by agreement between Doug Sanders and the residents on December 6, 1974, via litigation. This included the establishment of a standard municipal road right of way width of 66' on the eastern edge of his property extending from McPherson Drive northerly approximately 2986.30'. This section joined into the existing road which had been constructed several years earlier. This also established a 66' road right of way along this section of road. The new road was built by Henry's Excavating in the spring of 1975 which replaced the previous access road at the west end of One Mile Road . Henry confirmed to me personally that the new N-S road was constructed to the municipal standards of the day. The original roadway following the shoreline ranging from 200-500' from the waterfront was not upgraded and is still a single lane roadway.
This right of access is recorded on our deeds giving "free and unobstructed access" via the private road that was built in 1975 from our properties up to entrance on McPherson Drive. One

Mile Road residents have maintained and upgraded this road on a continuous basis since its construction thereby allowing the residents and emergency vehicles full access to all residents along the roadway. This also gave the residents authority to restrict access to residents and guests. There should be no question that the purpose of this right of way was to build a roadway right of way and that was completed shortly after the agreement was signed. This is critical information was not included in the Background section of tabled report.

2. In 2015, according to the report (R-2020-06), the right of way was transferred to the Township of East Ferris. The residents of One Mile Road were not informed of this action by the Township of East Ferris at the time nor have we ever been formally notified of this transfer until recently.

Interpretation

1. Upon review of the township official plan, this transfer contravenes the approved Official Plan

Section 8.2.4 of the Township of East Ferris Official Plan Private Road Policies which specifically states that

"Wherever the Municipality chooses to assume a private road, the road must first be improved to standards for Municipal roads as set out in Section 7.2.3 (2)."

By accepting the transfer in 2015, the Township is now the owner of the One Mile Road right of way and must abide by the legal right of way access as contained in the covenants.

Option 3 on page 4 of the Report to Council R-2020-06 list the closure of One Mile Road as an option. This clearly contravenes the property owners right of access and should be removed from the report. This has been interpreted by the residents as "fear tactic" by the municipality.

2. It is our contention that the recommendations contained in Report R-2020-06 and approved by council were approved without a complete understanding of the circumstances. We therefore request that council reconsider this decision and withdraw this report until critical background information can be inserted in the report.

This would result in the placing on hold the recommendations in the report until these issues can be resolved.

Action Statement:

This letter serves as notice that the residents of One Mile Road are not in agreement with the conclusions and recommendations included in the Township of East Ferris's report R-2020-06, and the subsequent resolution approval. The points raised in this letter are based on the information that we have been able to collect to date and will be amended as further information is received.

We do not agree with Recommendation 1: creating a bylaw by creating a new category as "an opened but unmaintained municipal road". We submit that this would be in contravention to your approved Official Plan.

Thank you for your immediate attention. We are prepared to make a presentation before council should that be required.

A handwritten signature in black ink, appearing to read "Tom Fletcher". The signature is written in a cursive, flowing style.

Tom Fletcher P.Eng., CVS
Resident, 204 One Mile Road